

CHARGE: 402 (a) (3)—contained maggots when shipped.

DISPOSITION: 9-10-56. Default—destruction.

### VEGETABLES

**23278. Dried beans.** (F. D. C. No. 39107. S. Nos. 15-739/40 M.)

QUANTITY: 167 100-lb. bags at Stockton, Calif.

SHIPPED: The article was delivered at Stockton, Calif., on or about 3-1-56 and 3-6-56, for shipment to Puerto Rico.

RESULTS OF INVESTIGATION: An inspection of Collins and Story Warehouse, Robbins, Calif., where the article had been stored, revealed the existence of insanitary conditions which would result in the contamination of the article.

LIBELED: 4-9-56, N. Dist. Calif.

CHARGE: 402 (a) (3)—contained rodent urine when shipped and while in interstate commerce; and 402 (a) (4)—held under insanitary conditions.

DISPOSITION: 4-24-56. Consent—claimed by Collins and Story. 144 bags denatured for use as seed.

**23279. Dried black-eyed peas.** (F. D. C. No. 39018. S. No. 1-444 M.)

QUANTITY: 700 100-lb. bags at East Point, Ga.

SHIPPED: 3-12-56, from Mineola, Tex., by Benham & Co.

LIBELED: 4-4-56, N. Dist. Ga.

CHARGE: 402 (a) (2)—the article was a raw agricultural commodity and contained, when shipped, a pesticide chemical, namely, a fluorine compound, which is unsafe within the meaning of the law since no tolerance or exemption from the requirement of a tolerance for such pesticide chemical on dried peas as the result of postharvest treatment has been prescribed by regulations.

DISPOSITION: 4-16-56. Consent—claimed by Bean Growers Association of California, Sacramento, Calif. Segregated, 2,200 lbs. denatured.

**23280. Dried black-eyed peas.** (F. D. C. No. 39117. S. No. 27-212 M.)

QUANTITY: 445 100-lb. bags at Dothan, Ala.

SHIPPED: 3-1-56, from Robbins, Calif., by Bean Growers Association of California.

LABEL IN PART: (Bag) "Blackeyes."

LIBELED: 4-26-56, M. Dist. Ala.

CHARGE: 402 (a) (2)—the article was a raw agricultural commodity and contained, when shipped, a pesticide chemical, namely, a fluorine compound, which is unsafe within the meaning of the law since no tolerance or exemption from the requirement of a tolerance for such pesticide chemical on dried peas as the result of postharvest treatment has been prescribed by regulations.

DISPOSITION: 5-21-56. Consent—claimed by W. M. Jones, t/a J. E. Stenbridge & Co. The article was satisfactorily reconditioned by recleaning and repolishing.

**23281. Frozen spinach.** (F. D. C. No. 39235. S. No. 47-591 M.)

QUANTITY: 198 cartons, 24 10-oz. pkgs. each, at Linden, N. J.

SHIPPED: 4-19-56, from Nashville, Tenn., by Stokely-Van Camp, Inc.

LABEL IN PART: (Pkg.) "Pictsweet Frozen Leaf Spinach."

**LIBELED:** 5-16-56, Dist. N. J.

**CHARGE:** 402 (a) (2)—contained, when shipped, an added poisonous and deleterious substance, DDT, which is unsafe within the meaning of the law since the quantity of DDT contained on the article was greater than the tolerance fixed by regulations for such pesticide chemical on fresh spinach.

**DISPOSITION:** 6-26-56. Default—destruction.

### TOMATO PRODUCTS

**23282. Tomato cocktail.** (F. D. C. No. 39007. S. No. 24-316 M.)

**QUANTITY:** 74 cartons, 96 6-oz. cans each, at Springfield, Mass.

**SHIPPED:** 2-23-56, from Gardena, Calif., by Pure Foods Corp.

**LABEL IN PART:** (Can) "Sunburst Tomato Cocktail."

**LIBELED:** 3-22-56, Dist. Mass.

**CHARGE:** 402 (a) (3)—contained decomposed tomato material when shipped.

**DISPOSITION:** 6-4-56. Default—destruction.

**23283. Tomato juice.** (F. D. C. No. 39050. S. No. 46-377 M.)

**QUANTITY:** 397 cases, 24 cans each, at Philadelphia, Pa.

**SHIPPED:** 3-5-56, from Silver Creek, N. Y., by Silver Creek Preserving Corp.

**LABEL IN PART:** (Can) "Penn Treaty Tomato Juice \* \* \* Contents 1 Pt. 2 Fl. Oz."

**LIBELED:** 4-25-56, E. Dist. Pa.

**CHARGE:** 402 (a) (3)—contained decomposed tomato material when shipped.

**DISPOSITION:** 5-28-56. Default—destruction.

**23284. Tomato juice.** (F. D. C. No. 38973. S. No. 23-534 M.)

**QUANTITY:** 31 cases, 12 1-qt., 14-oz. cans each, at Keene, N. H.

**SHIPPED:** 12-22-55, from Springfield, Mass., by Springfield Sugar & Products Co.

**LABEL IN PART:** (Can) "Libby's Tomato Juice."

**RESULTS OF INVESTIGATION:** Examination showed that the article was undergoing chemical decomposition.

**LIBELED:** 2-29-56, Dist. N. H.

**CHARGE:** 402 (a) (3)—contained decomposed substance when shipped.

**DISPOSITION:** 6-21-56. Default—destruction.

### NUTS\*

**23285. Cashew nuts.** (F. D. C. No. 38880. S. No. 25-121 M.)

**QUANTITY:** 5 30-lb. cases at Seattle, Wash.

**SHIPPED:** 12-6-55, from San Francisco, Calif., by Martin Donig Nut Co.

**LIBELED:** 1-13-56, W. Dist. Wash.

**CHARGE:** 402 (a) (3)—contained insects, insect parts, and rodent hairs; and 402 (a) (4)—prepared under insanitary conditions.

**DISPOSITION:** 3-15-56. Default—consumption by animals.

\*See also No. 23294.